

PATENT



ITSY-002/00US

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Chaffin
9/15/94

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231, on August 24, 1994.

Date: 8-24-94

By: Hanna Hacham

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Platz et al.

Serial No. 08/246,034

Filed: May 18, 1994

For: METHODS AND
COMPOSITIONS FOR THE DRY
POWDER FORMULATION OF
INTERFERONS

Examiner: Not yet assigned 1824

Art Unit: 1806 1815 Cronet

INFORMATION DISCLOSURE
STATEMENT TRANSMITTAL

Palo Alto, CA 94306

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Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Transmitted herewith is:

- ☒ an Information Disclosure Statement
- ☒ A PTO 1449
- ☒ Copies of publications listed on the PTO 1449 form
- ☐ English translation of foreign language reference(s)
- ☐ Copy of foreign examination report
- ☐ English translation of foreign examination report
- ☐ Also transmitted is .

1. ☒ This Information Disclosure Statement is filed before the later of:
- ☐ three months from the filing date of this national application;
 - ☐ three months from the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or
 - ☒ the mailing date of a first office action on the merits.

In accordance with 37 CFR 1.97(b), no fee is required.

2. ☐ This Information Disclosure Statement is filed after the events noted in paragraph 1, but before either:
- ☐ a final action under 37 CFR 1.113, or
 - ☐ a Notice of Allowance under 37 CFR 1.311.

In accordance with 37 CFR 1.97(c) also enclosed is:

- ☐ a fee under 37 CFR 1.17(p) in the amount of \$200.00; or
- ☐ a certification as stated below.

3. ☐ This Information Disclosure Statement is filed before the payment of the issue fee, but after either:
- ☐ a final action under 37 CFR 1.113, or
 - ☐ a Notice of Allowance under 37 CFR 1.311.

In accordance with 37 CFR 1.97(d) also enclosed is:

- ☐ A certification, as stated below; and
- ☐ A Petition requesting consideration of the Information Disclosure Statement; and
- ☐ The Petition fee set forth in 37 CFR 1.17(i)(1) in the amount of \$130.00.

Certification

00000000

The undersigned also states:

- ☐ Each item of information contained in the Information Disclosure Statement cited herein was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing date of this Information Disclosure Statement; or
- ☐ No item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing date of this Information Disclosure Statement.

TOTAL FEES: **\$NONE**

- ☐ A check including the amount of the above indicated TOTAL FEES is attached.
- ☐ Please charge Deposit Account No. 03-3117 in the amount of \$.
- ☐ A check in the amount of \$ is attached.
- ☒ No fee is required.
- ☒ The Commissioner is hereby authorized to charge any underpayment of the following fees associated with this communication, including any necessary fees for extension of time, or credit any overpayment to Deposit Account No. 03-3117:
- ☒ Any patent application processing fees under 37 CFR 1.17.

A **duplicate** copy of this sheet is attached for accounting purposes.

Respectfully submitted,

COOLEY GODWARD CASTRO
HUDDLESON & TATUM

Date:

8/24/94

By:

Tom M. Moran

Tom M. Moran
Reg. No. 26,314

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Date: 8-24-94

By: Harmon Halcham

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)

Robert M. Platz et al.)

Serial No. 08/246,034)

Filed: May 18, 1994)

For: METHODS AND)
COMPOSITIONS FOR THE DRY)
POWDER FORMULATION OF)
INTERFERONS)

Examiner: not yet assigned

Art Unit: 1806

INFORMATION DISCLOSURE
STATEMENT

Palo Alto, CA 94306

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Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This Information Disclosure Statement is hereby submitted in accordance with 37 CFR 1.98 and pursuant to Applicant's continuing duty under 37 CFR 1.56 to bring any information which may be material to patentability of this application to the Examiner's attention.

Applicant makes no representation that a complete search has been conducted by the Applicant, or that there is not possibly more relevant art. Applicant also makes no representation that the information submitted herewith is in fact material.

[] The enclosed publications were cited in a foreign examination report in a related case. A copy of the search report and the cited references are attached hereto.

[] The search report is not in the English language and a translation of the search report is enclosed.

[] At least one of the enclosed publications is not in the English language.

[] English translation(s) are enclosed.

- [] Enclosed is an explanation of the relevance of non-English publications for which an English translation is not available.
- [] The explanation is in the form of an English language search report.

The subject application is believed patentable over any of the above references alone or in combination.

Respectfully submitted,

COOLEY GODWARD CASTRO
HUDDLESON & TATUM

Date: 8/24/94

By: Tom M. Moran
Tom M. Moran
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Enclosures: 1. Form PTO 1449
2. Copies of references cited on Form PTO-1449

INFORMATION DISCLOSURE STATEMENT
(Use several sheets if necessary)

APPLICANT:

Robert M. Platz et al.

FILING DATE

May 18, 1994

GROUP

1806

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	AA	4,503,035	03/05/85	Pestka et al.			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

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FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AL	WO 91/16038	10/31/91	WO				
	AM	WO 89/05158	06/15/89	WO				
	AN							
	AO							
	AP							

OTHER PUBLICATIONS (including Author, Title, Date, Pertinent Pages, Etc.)

	AR	Remingtons Pharmaceutical Sciences, 18th Edition, 1990, Mack Publishing Co., Chap. 88, Powders, p. 1615; Chap. 89, Oral Dosage Forms, pp. 1646-47
	AS	

EXAMINER

DATE CONSIDERED

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformation and not considered. Include a copy of this form with the next communication to applicant.